

From: Hoyt Henry
To: [Mason, Steve](#)
Subject: Texas Tier II Confidentiality
Date: Tuesday, September 5, 2017 3:13:36 PM
Attachments: [image001.png](#)

Hi Steve,

Here is the state statute language citing confidentiality. We are able to share Tier II data with local, state and federal emergency planning/response agencies.

Texas Govt Code, chapter 418, Texas Disaster Act of 1975:
Sec. 418.178. CONFIDENTIALITY OF CERTAIN INFORMATION
RELATING TO CONSTRUCTION OR ASSEMBLY OF WEAPONS. (a) In this section, "explosive weapon" has the meaning assigned by Section [46.01](#), Penal Code.

(b) Information is confidential if it is information collected, assembled, or maintained by or for a governmental entity and:

(1) is more than likely to assist in the construction or assembly of an explosive weapon or a chemical, biological, radiological, or nuclear weapon of mass destruction; or

(2) indicates the specific location of:

(A) a chemical, biological agent, toxin, or radioactive material that is more than likely to be used in the construction or assembly of such a weapon; or

(B) unpublished information relating to a potential vaccine or to a device that detects biological agents or toxins.

Hoyt Henry, Team Leader
Tier II Reporting Program



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